

JC06 Rec'd PCT/PTO 06 SEP 2005 #4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of PENNIG

Application No. 10/526,364

Examiner:

Filed: March 1, 2005

Group Art Unit:

For: SYSTEM FOR FIXATION OF BONE FRACTURES

TRANSMITTAL LETTER

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on 9-2-05.

 Reg. No. 40,764  
Mark D. Passler

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Please find enclosed for filing:

- Response to Notification of Missing Requirements Under 35 U.S.C 371, including copy of Notification of Missing Requirements Under 35 U.S.C 371
- Signed Declaration and Power of Attorney
- Check in the amount of \$65.00
- Return receipt postcard

Please charge any deficiencies or credit any overpayments to Deposit Account No. 50-0951.

Respectfully submitted,

Date: 9-2-05

  
Mark D. Passler  
Registration No. 40,764  
Akerman Senterfitt  
222 Lakeview Avenue, Suite 400  
Post Office Box 3188  
West Palm Beach, FL 33402-3188  
Telephone: (561) 653-5000

09/13/2005 MKAYPAGH 00000144 10526364

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65.00 DP

Docket No. 7202-78



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re Application of PENNIG

Application No. 10/526,364

Examiner:

Filed: March 1, 2005

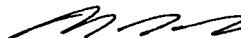
Group Art Unit:

For: SYSTEM FOR FIXATION OF BONE FRACTURES

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C 371 AND  
SUBMISSION OF SIGNED DECLARATION

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on 9-2-05.

 Reg. No. 40,764  
Mark D. Passler


Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the above-identified application, Applicant has received a Notification of Missing Requirements Under 35 U.S.C 371, mailed August 24, 2005, indicating that the oath was missing. Applicant hereby submits the Declaration for the above-identified application signed by the inventor and a check in the amount of \$65.00 for the surcharge required under 37 C.F.R. §1.492(e). Applicant has also included a copy of the Notification of Missing Requirements Under 35 U.S.C 371 dated August 24, 2005. Applicant authorizes the Commissioner to charge any deficiencies or credit any overpayments to Deposit Account No. 50-0951. Applicant requests examination on the merits.

Respectfully submitted,

Date: 9-2-05

  
Mark D. Passler  
Registration No. 40,764  
Akerman Senterfitt  
222 Lakeview Avenue, Suite 400  
Post Office Box 3188  
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Docket No. 7202-78



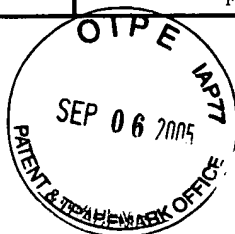
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

PCT

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,364	Dietmar Pennig	7202-78

30448  
 AKERMAN SENTERFITT  
 P.O. BOX 3188  
 WEST PALM BEACH, FL 33402-3188



RECEIVED  
 DOCKETING

AUG 29 2005

AKERMAN SENTERFITT, P.A.

INTERNATIONAL APPLICATION NO.

PCT/EP03/09677

I.A. FILING DATE

PRIORITY DATE

09/01/2003

09/03/2002

CONFIRMATION NO. 3372  
 371 FORMALITIES LETTER  
 \*OC000000016839129\*  
 \*OC000000016839129\*

Date Mailed: 08/24/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/01/2005
- Copy of the International Search Report filed on 03/01/2005
- Information Disclosure Statements filed on 03/01/2005
- U.S. Basic National Fees filed on 03/01/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,**

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,364	PCT/EP03/09677	7202-78

FORM PCT/DO/EO/905 (371 Formalities Notice)